

PART 1: CLAIMING PARTY INFORMATION

NAME:

JEFFERSON PARISH SCHOOL BOARD

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

F.E.I.N. (Business Claimants)

[] [] [] []

72-6300059

(last four digits of SSN)

Other names by which claiming party has been known (such as maiden name or married name):

POLITICAL

First

[]

MI

SUBDIVISION

Last

JEFFERSON PARISH

First

[]

MI

PUBLIC SCHOOL SYSTEM

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

501 MANHATTAN BOULEVARD

Street Address

HARVEY

City

LA

State

70058

Zip Code

(Province) (Postal Code)

USA

Country

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

GRANT & BARROW

Name of Attorney:

JACK

First

A

MI

GRANT

Last

Mailing Address:

238 HUEY P. LONG AVENUE

Street Address

GREYNA

City

LA

State

70053

Zip Code

(Province) (Postal Code)

Telephone:

(504) 368-7888

Area Code

WR Grace PD.5.20.975

00008186

SR=554

REC'D MAR 2 8 2003

9276101

SERIAL #

008186-000002

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

1981

Year

Description **ENCAPSULATION**

Year

Description

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

1960

Year

Description **IT IS POSSIBLE THAT SOME SMALL (SEE ATTACHED CONTINUED RESPONSE)**

Year

Description

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

☒ Category 1: Allegation with respect to asbestos from a Grace product in the property☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

• If you checked Category 1 in question 12, complete section C.

• If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation☒ OtherSpecify: **ZONOLITE ACOUSTICAL PLASTIC**

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

1960

Year

☐ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

Year

☐ Don't know.

9 2 7 6 1 0 3

SERIAL #

PART 1: CLAIMING PARTY INFORMATION

NAME:

ST. MARTIN PARISH SCHOOL BOARD

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

(last four digits of SSN)

F.E.I.N. (Business Claimants)

72-6001274

Other names by which claiming party has been known (such as maiden name or married name):

First

MI

Last

First

MI

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

305 WASHINGTON STREET

Street Address

ST. MARTINVILLE

City

LA

State

70582

Zip Code

(Province) (Postal Code)

USA

Country

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

BAGGETT MCCALL BURGESS WATSON & GAUGHAN

Name of Attorney:

ROBERT

First

MI

C MCCALL

Last

Mailing Address:

3006 COUNTRY CLUB ROAD

Street Address

LAKE CHARLES

City

LA

State

70605

Zip Code

(Province) (Postal Code)

Telephone:

(337) 478-8888

Area Code

WR Grace PD.5.19.937

00008024

SR=550

REC'D MAR 28 2003

9276101

SERIAL #

008024-000002

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

1988

Year

Description ABATEMENT OF APPROX. 4000 SQ. FT. OF ACM

Year

Description ROUTINE MAINTENANCE MAY HAVE OCCURRED AFFECTING THE ASBESTOS

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

Year

Description IT IS POSSIBLE THAT SOME SMALL (SEE ATTACHED CONTINUED RESPONSE)

Year

Description

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

- ☒ Category 1: Allegation with respect to asbestos from a Grace product in the property
☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
- If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☒ Monokote-3 fireproofing insulation

☐ Other

Specify: ZONOLITE ACOUSTICAL PLASTIC

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

1940

Year

☐ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

Year

☐ Don't know.

9276103

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

A REASONABLE EFFORT HAS BEEN UNDERTAKEN TO LOCATE HISTORICAL/CONSTRUCTION DOCUMENTS RELATED TO THE PURCHASE/INSTALLATION OF THE PRODUCT, AS WELL AS OTHER SUPPORTING DOCUMENTS. IF AVAILABLE, THEY HAVE BEEN ATTACHED. CLAIMANT RETAINED AN ARCHITECT TO DESIGN THE BUILDING, AND TO ADMINISTER THE CONTRACT FOR CONSTRUCTION. THE GENERAL CONTRACTOR SELECTED SUBCONTRACTORS FOR MANY PHASES OF CONSTRUCTION, INCLUDING INSTALLATION OF THE FIREPROOFING MATERIALS. (SEE ATTACHED CONTINUED RESPONSE)

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

1988

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

AN ASBESTOS INSPECTION SURVEY WAS CONDUCTED, BULK SAMPLES WERE TAKEN, AND LABORATORY ANALYSIS DETERMINED ACM. DOCUMENTATION OF TESTING FOR ACM REQUIRED BY EPA PRIOR TO AHERA CANNOT BE LOCATED ALTHOUGH A SEARCH IS CONTINUING AND DOCUMENTS DISCOVERED WILL BE PROVIDED. ASBESTOS ENVIRONMENTAL CONTROL, INC. CONDUCTED AHERA INSPECTION SURVEYS OF ALL SCHOOLS IN APPROXIMATELY 1988.

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

1988

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ANSWER TO NO. 19. HOWEVER, CLAIMANT DID NOT KNOW THE MATERIAL WAS A GRACE PRODUCT UNTIL THE MATERIAL WAS ANALYZED TO DETERMINE THE IDENTITY OF THE MANUFACTURER OF THE ACM. A COPY OF THE ANALYSIS IS ATTACHED.

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

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23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

GENERALLY, ABATEMENT DOCUMENTS CORRESPONDING TO THE FOLLOWING CATEGORIES ARE ATTACHED TO THE EXTENT AVAILABLE 1. SUMMARY 2. SURVEY REPORT 3. REMOVAL SPECIFICATIONS 4. CONTRACTOR SUBMITTALS (CONTRACTOR'S LICENSE, EPA NOTIFICATION, LIABILITY INSURANCE, WASTE DISPOSAL MANIFEST, (SEE ATTACHED CONTINUED RESPONSE)

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

9276104

SERIAL #

239276-1-33

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

1988 Description ABATEMENT OF ACM

Year

Description ROUTINE MAINTENANC; HOWEVER, DOCUMENTS HAVE NOT BEEN LOCATED

Year

Description

Year

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes

☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

PLEASE SEE RESPONSE TO QUESTIONS 18, 19, 21, and 23. (SEE ATTACHED CONTINUED RESPONSE)

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes

☐ No

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Company/Individual

Year

Type of testing:

Company/Individual

Year

Type of testing:

Company/Individual

Year

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes

☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Description GRACE'S ACM CAN BE DISTURBED BY ACTIVITIES (SEE ATTACHED CONTINUED RESPONSE)

Year

Description SEE RESPONSE NOS. 10, 19, 21, 22, 23 AND 25.

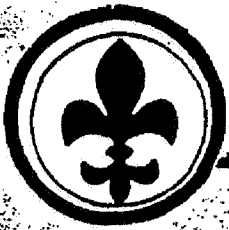
Year

Description

Year

9276105

SERIAL #



St. Martin Parish School Board

P.O. Box 859

St. Martinville, Louisiana 70582

July 13, 1988

• TELEPHONE 318-334-6281
318-332-4501
318-232-2689

• NOLAN L. BRAUD
SUPERINTENDENT

• EVANS "VON" OZEN
PRESIDENT

• JAMES B. BULLIARD
VICE-PRESIDENT

• DISTRICT 1
JAMES B. BULLIARD

• DISTRICT 2
PAULMA JOHNSON

• DISTRICT 3
MRS DEBRA G. HEBERT

• DISTRICT 4
HOWARD BOYER

• DISTRICT 5
JACKIE J. THERIOT

• DISTRICT 6
RODNEY J. LEDOUX

• DISTRICT 7
EVANS "VON" OZEN

• DISTRICT 8
GARY LEBLANC

• DISTRICT 9
LEO "POPE" HUVAL

Mr. Stephen D. Gossen
Environmental Management Technologies, Ltd.
P. O. Box 15
Thibodaux, La. 70302

Dear Mr. Gossen:

At the regular School Board Meeting convened June 1, 1988, the Board approved the proposal of Environmental Management Technologies, Ltd., for a total of \$62,138.00, in order to bring the St. Martin Parish School System in compliance with Asbestos Hazard Emergency Response Act of 1986 (PL99-519).

Please call when I may be of further assistance.

Sincerely yours,

Nolan L. Braud,
Superintendent

NLB:kr

cc: Mr. Lindsey J. Landry
Board Members

"PARTNERS IN EDUCATION"

Commission Des Ecoles De La Paroisse De St. Martin

008024-000020

PART 1: CLAIMING PARTY INFORMATION

NAME:

CALCASTEU PARISH SCHOOL BOARD

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

(last four digits of SSN)

F.E.I.N. (Business Claimants)

72-6000235

Other names by which claiming party has been known (such as maiden name or married name):

First

MI

Last

First

MI

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

1724 KIRKMAN

Street Address

LAKE CHARLES

City

LA

State

70601

Zip Code

(Province) (Postal Code)

USA

Country

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

BAGGETT MCCALL BURGESS WATSON & GAUGHAN

Name of Attorney:

ROBERT

First

C

MI

MCCALL

Last

Mailing Address:

3006 COUNTRY CLUB ROAD

Street Address

LAKE CHARLES

City

LA

State

70605

Zip Code

(Province) (Postal Code)

Telephone:

(337) 478-8888

Area Code

REC'D MAR 2 8 2003

WR Graze PD.5.19.947

00008034

SR=551

9276101

SERIAL #

008034-000002

A. Real Property For Which A Claim Is Being Asserted (continued)

If yes, please specify the dates and description of such renovations.

1988

Year

Description ENCAPSULATION OF APPROX. 2500 SQ. FT. OF ACM

Year

Description ROUTINE MAINTENANCE MAY HAVE OCCURRED AFFECTING THE ASBESTOS

Year

Description

11. To the best of your knowledge, have any other interior renovations been completed on the property during any other period of time which affected any asbestos on the property?

☒ Yes ☐ No

If yes, please specify the dates and descriptions of such renovations.

Year

Description IT IS POSSIBLE THAT SOME SMALL (SEE ATTACHED CONTINUED RESPONSE)

Year

Description

Year

Description

B. Claim Category

12. For which category are you making a claim on the property?

- ☒ Category 1: Allegation with respect to asbestos from a Grace product in the property
☐ Category 2: Allegation with respect to one of Grace's vermiculite mining, milling or processing operations

- If you checked Category 1 in question 12, complete section C.
 • If you checked Category 2 in question 12, complete section D.

C. Category 1 Claim: Allegation With Respect To Asbestos From A Grace Product In The Property

13. For what alleged asbestos-containing product(s) are you making a claim?

☐ Monokote-3 fireproofing insulation

☒ Other Specify: ZONOLITE ACOUSTICAL PLASTIC

(For a list of the brand names under which Grace manufactured products that may have contained commercially added asbestos, see Exhibit 2 to the Claims Bar Date Notice provided with this Proof of Claim Form.)

14. When did you or someone on your behalf install the asbestos containing product(s) in the property?

1951

Year

☐ I did not install the product(s)

15. If you or someone on your behalf did not install the asbestos containing product(s), to the best of your knowledge, when was/were the product(s) installed?

Year

☐ Don't know.

9 2 7 6 | 0 3

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

A REASONABLE EFFORT HAS BEEN UNDERTAKEN TO LOCATE HISTORICAL/CONSTRUCTION DOCUMENTS RELATED TO THE PURCHASE/INSTALLATION OF THE PRODUCT, AS WELL AS OTHER SUPPORTING DOCUMENTS. IF AVAILABLE, THEY HAVE BEEN ATTACHED. CLAIMANT RETAINED AN ARCHITECT TO DESIGN THE BUILDING, AND TO ADMINISTER THE CONTRACT FOR CONSTRUCTION. THE GENERAL CONTRACTOR SELECTED SUBCONTRACTORS FOR MANY PHASES OF CONSTRUCTION, INCLUDING INSTALLATION OF THE FIREPROOFING MATERIALS. (SEE ATTACHED CONTINUED RESPONSE)

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

1988

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

AN ASBESTOS INSPECTION SURVEY WAS CONDUCTED, BULK SAMPLES WERE TAKEN, AND LABORATORY ANALYSIS DETERMINED ACM. DOCUMENTATION OF TESTING FOR ACM REQUIRED BY EPA PRIOR TO AHERA CANNOT BE LOCATED ALTHOUGH A SEARCH IS CONTINUING AND DOCUMENTS DISCOVERED WILL BE PROVIDED. ASBESTOS ENVIRONMENTAL CONTROL, INC. CONDUCTED AHERA INSPECTION SURVEYS OF ALL SCHOOLS IN APPROXIMATELY 1988.

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

1988

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ANSWER TO NO. 19. HOWEVER, CLAIMANT DID NOT KNOW THE MATERIAL WAS A GRACE PRODUCT UNTIL THE MATERIAL WAS ANALYZED TO DETERMINE THE IDENTITY OF THE MANUFACTURER OF THE ACM. A COPY OF THE ANALYSIS IS ATTACHED.

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

GENERALLY, ABATEMENT DOCUMENTS CORRESPONDING TO THE FOLLOWING CATEGORIES ARE ATTACHED TO THE EXTENT AVAILABLE 1. SUMMARY 2. SURVEY REPORT 3. REMOVAL SPECIFICATIONS 4. CONTRACTOR SUBMITTALS (CONTRACTOR'S LICENSE, EPA NOTIFICATION, LIABILITY INSURANCE, WASTE DISPOSAL MANIFEST, (SEE ATTACHED CONTINUED RESPONSE)

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

9276104

SERIAL #

2382761-303

25. If you responded Yes to question 22. or 24. and you have not supplied documents, please specify the dates and descriptions of any such efforts.

1988

Year

Description ENCAPSULATION OF ACM

Year

Description ROUTINE MAINTENANCE; HOWEVER, DOCUMENTS HAVE NOT BEEN LOCATED.

Year

Description

26. Have you or anyone on your behalf ever conducted any testing or sampling for the presence of asbestos or other particulates in the property?

☒ Yes

☐ No

If Yes, Attach All Documents Related To Any Testing Of The Property.

27. If you responded Yes to question 26., but you have not provided documents, indicate who may have possession or control of such testing documents or where such documents may be located.

PLEASE SEE RESPONSE TO QUESTIONS 18, 19, 21, and 23. (SEE ATTACHED CONTINUED RESPONSE)

28. If you or someone on your behalf did not conduct any testing or sampling for the presence of asbestos or other particulates on the property, to the best of your knowledge, did anyone else conduct such testing or sampling with respect to the property?

☐ Yes

☐ No

29. If you responded Yes to question 26. or 28. and you have not supplied related documents, please describe when and by whom and the type of testing and/or sampling (e.g. air, bulk and dust sampling).

Year

Company/Individual

Type of testing:

Year

Company/Individual

Type of testing:

Year

Company/Individual

Type of testing:

30. Has the Grace product or products for which you are making this claim ever been modified and/or disturbed?

☒ Yes

☐ No

31. If yes, specify when and in what manner the Grace product or products was modified and/or disturbed?

Year

Description GRACE'S ACM CAN BE DISTURBED BY ACTIVITIES (SEE ATTACHED CONTINUED RESPONSE)

Year

Description SEE RESPONSE NOS. 10, 19, 21, 22, 23 AND 25.

Year

Description

9276105

SERIAL #

008034-000008

PART 1: CLAIMING PARTY INFORMATION

NAME:

LASALLE PARISH SCHOOL BOARD

Name of individual claimant (first, middle and last name) or business claimant

SOCIAL SECURITY NUMBER (Individual Claimants):

(last four digits of SSN)

F.E.I.N. (Business Claimants)

72-6000656

Other names by which claiming party has been known (such as maiden name or married name):

First

MI

Last

First

MI

Last

GENDER: ☐ MALE ☐ FEMALE

Mailing Address:

3012 NORTH 1ST STREET

Street Address

JENA

City

LA

State

71342

Zip Code

(Province) (Postal Code)

USA

Country

PART 2: ATTORNEY INFORMATION

The claiming party's attorney, if any (You do not need an attorney to file this form):

Law Firm Name:

BAGGETT MCCALL BURGESS WATSON & GAUGHAN

Name of Attorney:

ROBERT

First

C

MI

MCCALL

Last

Mailing Address:

3006 COUNTRY CLUB ROAD

Street Address

LAKE CHARLES

City

LA

State

70605

Zip Code

(Province) (Postal Code)

Telephone:

(337) 478-8888

Area Code

REC'D MAR 28 2003

WR Grace PD.5.19.940
SR=550 00008027

9276101

SERIAL #

008027-000002

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

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18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

1988

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

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19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

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20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

SEE ANSWER TO NO. 19. HOWEVER, CLAIMANT DID NOT KNOW THE MATERIAL WAS A GRACE PRODUCT UNTIL THE MATERIAL WAS ANALYZED TO DETERMINE THE IDENTITY OF THE MANUFACTURER OF THE ACM. A COPY OF THE ANALYSIS IS ATTACHED.

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

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23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

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24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☐ No

9276104

SERIAL #

2002761-30

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

JEFFERSON PARISH
SCHOOL BOARD, et al

VERSUS

CIVIL ACTION
NO. 88-3844
SECTION "F" (2)

W. R. GRACE AND COMPANY,
NATIONAL GYPSUM COMPANY and
UNITED STATES GYPSUM COMPANY

Volume I of the 30(b)(6)
deposition of DONALD B. PFEFFERLE, 2714
Bell Street, New Orleans, Louisiana 70119,
taken in the offices of MESSRS. HOUSE,
LOONEY, GOLDEN, KINGSMILL & RIESS, 2100
Energy Centre, 1100 Poydras Street, New
Orleans, Louisiana, on Tuesday, September
4, 1990.

APPEARANCES:

MESSRS. DENECHAUD & DENECHAUD
BY: THOMAS A. RAYER, ESQUIRE
1412 Pere Marquette Building
New Orleans, Louisiana 70112
ATTORNEYS FOR PLAINTIFFS

MESSRS. HOUSE, LOONEY, GOLDEN,
KINGSMILL & RIESS
BY: VIRGINIA LOCOCO
2100 Energy Centre
1100 Poydras Street
New Orleans, Louisiana 70163
ATTORNEYS FOR NATIONAL GYPSUM
COMPANY

ARCH 03313

1 BY MS. ARRAS:

2 Q. This is a July 22, 1981,
3 letter from Gary Allen of Sun Belt
4 Associates regarding analysis of spray-on
5 ceiling material at St. Louise School which
6 contained 15 percent chrysotile asbestos,
7 so the sample would have been taken even
8 earlier than July 22 of '81, is that
9 correct, because that is when the results
10 were transmitted?

11 A. It would have been taken
12 before it could have been sent in to the
13 laboratory.

14 Q. Yes, I would assume as much.

15 A. I'm just trying to get these
16 things back in alphabetical order.

17 Q. Do you have anything about
18 Chinchuba?

19 A. Yes. I have something on
20 that too.

21 Q. I think that would be the
22 non-saint file.

23 A. Non-saints. Chinchuba was
24 not a saint.

25 (Discussion off the record).

ARCH 03446

1 A. You asked about tabulations.
2 This is one on Shaw. I don't usually have
3 a lot of these. That is when I
4 square-footed the area (handing).

5 BY MS. ARRAS:

6 Q. Oh, I see.

7 A. Seton Academy, Chapelle High
8 School; where the heck is Chinchuba?

9 This one was in '82,
10 Chinchuba. Wait. Here is another. Oops,
11 some more. This identifies the rooms, too
12 (handing). Some of them were more thorough
13 than others.

14 Q. It would appear that samples
15 were taken at Chinchuba Institute for the
16 Deaf on -- sometime prior to February 3rd,
17 1982, since that was the date that they
18 were received by the University of New
19 Orleans, Department of Biological Sciences,
20 Electron Microscope Laboratory. In fact,
21 there is a transmittal letter from
22 Chinchuba dated February 21, 1983, that
23 begins, in January, 1982, we took three
24 samples.

25 A. Wait. She is referring to

ARCH 03447

1 these things, you see (indicating).

2 Q. Yes, the samples were taken
3 in January of '82.

4 A. That is earlier than this
5 whole bunch here (indicating).

6 Q. Right.

7 A. Yes.

8 Q. And other than St. Louise de
9 Marillac and Chinchuba, are you aware of
10 any of the other schools that did testing
11 prior to April of '82?

12 A. No, that is the only ones I'm
13 aware of.

14 Q. Is it possible that pastors
15 could have had this analysis done earlier
16 and not communicated it to the Archdiocese?

17 A. It would be rare.

18 Q. But it's possible?

19 A. It's possible but not
20 probable.

21 Q. This came from the Shaw
22 non-saint file (handing).

23 A. Non-saints. It was probably
24 just right in here (indicating).

25 Q. Turning, then, to the AHERA

ARCH 03448

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF LOUISIANA
3

4 JEFFERSON PARISH
5 SCHOOL BOARD, et al

CIVIL ACTION
NO. 88-3844

6 VERSUS

7 W.R. GRACE AND COMPANY,
8 NATIONAL GYPSUM COMPANY
and UNITED STATES GYPSUM
COMPANY

SECTION "F" (2)

NOV 26

9
10 Deposition of JOHN C. RICE, JR., 7225
11 Sardonyx Street, New Orleans, Louisiana
70124, taken in the offices of PHELPS,
12 DUNBAR, MARKS, CLAVERIE & SIMS, 30th Floor,
400 Poydras Street, New Orleans, Louisiana
13 70130, on Thursday, the 15th day of
November, 1990.
14

15
16 APPEARANCES:

17 DENECHAUD & DENECHAUD
18 (BY: THOMAS A. RAYER, ESQ.)
19 1412 Pere Marquette Building
New Orleans, Louisiana 70112

20 ATTORNEYS FOR THE PLAINTIFFS
21
22
23
24
25

ARCH 05468

1 I was working at the Louisiana Catholic
2 Conference level.

3 Q. Now, that would be the
4 superintendents of all the --

5 A. Catholic schools.

6 Q. In the State of Louisiana?

7 A. In the State of Louisiana.

8 Q. So that would impact on 33
9 civil parishes; is that what you were
10 talking about?

11 A. Right. See, here, I state in
12 the draft to them that this was something
13 that concerned construction before 1972.
14 When the attorney asked me that, I said, I
15 don't know, I don't remember what year it
16 was. I remember there was an effective
17 date of asbestos that was used after a
18 given period of time, but I didn't remember
19 what that year was.

20 Q. So the purpose of this letter
21 was to send it to all the --

22 A. To get authorization to send
23 this (indicating).

24 Q. And that second letter, which
25 apparently was finally -- it was actually

ARCH 05493

1 referred to was marked Rice No. 1 for
2 identification and is attached hereto).

3
4 BY MS. ARRAS:

5 Q. In the last paragraph of your
6 April 5th, 1982 letter to the
7 superintendents, you indicate, I quote,
8 although you received copies of Act 268
9 last summer, I am attaching also a topical
10 summary for your convenience.

11 That means you would have
12 distributed, in the summer of '81, a copy
13 of Act 268 to the superintendents?

14 A. I would assume so, yes. As I
15 said, I don't remember dates. You see,
16 when we reviewed the legislation, I worked
17 with the two people who represented the
18 Louisiana Catholic Conference up here, and
19 their concern was anything from infants to
20 old age, including cemeteries, so if
21 legislation appeared to impact on the
22 schools, we sent copies of that to the
23 schools, so I would have included that in
24 any normal distribution that I would have
25 made to the superintendents.

ARCH 05498

1 Q. Now, subsequent to your mail
2 in to the superintendents, we have found
3 this document dated April 26th, 1982, again
4 on Louisiana Catholic Conference
5 letterhead, addressed to Catholic School
6 Principals from John C. Rice, Jr.,
7 Associate Superintendent for Government
8 Programs, Subject, Asbestos Detection
9 Testing.

10 Does that look at all
11 familiar to you?

12 A. Yes, because it's probably
13 the -- this is nothing more than the retype
14 of the original draft.

15 Q. All right. Now, I draw your
16 attention to the -- I think there is a
17 postscript at the bottom. It states,
18 quote, I'm aware that some of you, acting
19 on my earlier information, have already
20 tested. It is not necessary to retest.

21 Do you recall why you added a
22 postscript?

23 A. It could have been at -- I'm
24 speculating because I really don't know.
25 It could have been, at a meeting, general

ARCH 05499

Louisiana
Catholic
Conference

April 5, 1982

John C. Rice
Associate Director/
Superintendent
Office of Government Programs
7887 Walmsley Ave.
New Orleans, La. 70125

TELEPHONE
(504) 861-9521

TO: Superintendents
FROM: John C. Rice, Jr.
Associate Superintendent for Government Programs
SUBJ: Educational Facilities - Asbestos Detection Program

Act No. 268 of the 1981 Regular Session of the Louisiana Legislature established the above-named program to create a mechanism for the detection of friable asbestos in approved elementary and secondary schools.

I am proposing to send the attached letter with enclosures to each school. Please advise Howard of any needed corrections, additions, deletions.

Although you received copies of Act 268 last summer, I am attaching also a topical summary for your convenience.

BOARD OF DIRECTORS

Most Rev. Philip M. Hannon
Archbishop of New Orleans

Most Rev. Gerard L. Frey
Bishop of Lafayette

Most Rev. Lawrence P. Graves
Bishop of Alexandria-Shreveport

Most Rev. Joseph V. Sullivan
Bishop of Baton Rouge

Most Rev. Warren L. Boudreaux
Bishop of Houma-Thibodaux

Most Rev. Jude Speyrer
Bishop of Lake Charles

Most Rev. Harold R. Perry
Auxiliary, New Orleans

Most Rev. Stanley J. Ott
Auxiliary, New Orleans

Most Rev. William B. Friend
Auxiliary, Alexandria-Shreveport

Most Rev. Nicholas D'Antonio
Vicar General, New Orleans

Enclosures

JCR:db

ARCH 05519

Rice 1

October 7, 1982

TO: All Pastors & Principals
FROM: Howard Jenkins & Leonard Fine
RE: Asbestos

Dear Pastors & Principals:

Attached is a list of required actions on your part relating to "Friable Asbestos-Containing Materials" in schools.

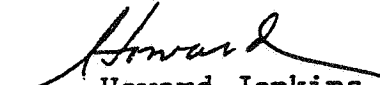
It is mandatory that the attached list of instructions be followed exactly.

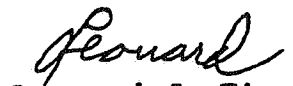
If additional information or assistance is needed, please feel free to call Leonard Fine at the Office of Education.

Please respond to number four (4) in writing as soon as you have all the information needed.

Thank you for your usual excellent cooperation.

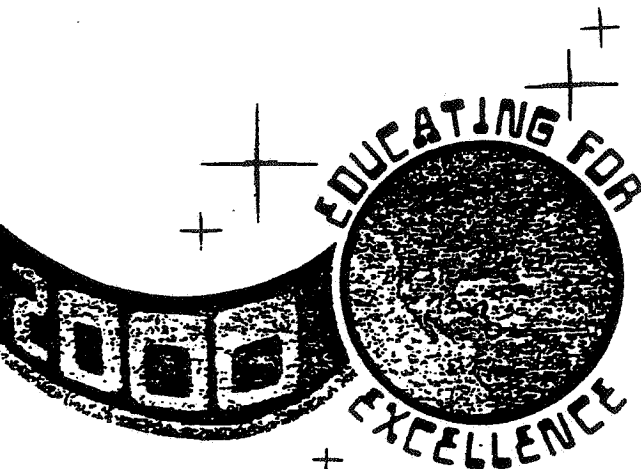
Sincerely,


Howard Jenkins
Superintendent


Leonard J. Fine
Assistant Superintendent for
Business Management

HJ:jc

enclosure



ARCH 02607

TO: ADMINISTRATORS OF CATHOLIC ELEMENTARY AND SECONDARY SCHOOLS IN THE
ARCHDIOCESE OF NEW ORLEANS

COPY OF FINAL REPORT DELIVERED
TO L. FINE 10/13/82.

RE: Friable Asbestos-Containing
Materials in Schools; Inspection,
Sampling, and Analyzing

A rule issued by the EPA affecting all public and private elementary and secondary schools requires the following action on your part be completed by May 27, 1982:

1. Inspect all areas of school buildings for friable asbestos-containing materials.
 - a. Friable materials means any material applied onto walls, ceilings, structural members, piping, ductwork, or other parts of the buildings, which materials, when dry, may be crumbled, pulverized, or reduced to powder by hand pressure. Such material has usually been spray applied, and is generally textured or fluffy (not smooth), and easily marred, even by finger tip touch.
 - b. Inspection shall consist of looking for and touching all suspect materials, including surfaces concealed behind suspended accessible ceilings. Not all friable material contains asbestos, but all friable material is suspect and must be tested.
 - c. All areas of school buildings means: classrooms, libraries, rest rooms, lounges, administrative rooms, corridors, stairways, cafeterias, gymnasiums, assembly halls, dormitories, and maintenance, storage, or utility facilities essential to all such areas.
2. If friable materials are present, take at least three samples from locations distributed throughout the area of friable materials, and label each sample container with a number, or reference code, that will enable you to identify each sample with respect to building and location within the building. Keep a record of this identification code in your files.
 - a. Samples shall be taken using small sealable containers, such as pill containers, film containers, plastic or glass jars.
 - b. Samples shall penetrate the depth of the friable material to the hard under-surface.
 - c. If it appears to you that the same type of friable material exists throughout the buildings, or in several locations in the buildings, there is no need to sample each room. The required three samples should be taken one from each of three representative areas, i.e. classroom, corridor, cafeteria.

ARCH 02608

- c. Usually friable materials found on walls and ceilings is different from that used on structural members, piping, or ductwork. Each different type must be sampled.
3. Have all samples analyzed for asbestos, using Polarized Light Microscopy, by an approved laboratory.
 - a. In all areas within the Archdiocese of New Orleans, samples will be analyzed without charge by contacting Dr. Roy Baerwald of the Biological Science Department of the University of New Orleans. (286-6307).
 - b. The samples that you furnish to the testing laboratory for analysis should be accompanied by a letter of transmittal when you forward or deliver the samples, and a copy of that letter should be kept in your files.
4. It is required that you file with this office a report, or reports, showing the dates and results of your inspection, the dates when samples were taken and when they were transmitted for testing, and a copy of the report of the sample analysis furnished to you by the testing laboratory.

To aid you in locating and recognizing the type of material in question, the following general information should be helpful:

- a. Schools built or renovated during the period following World War II to 1978 could possibly have asbestos-containing materials. Prior to and after that period it would be highly unlikely.
- b. If present, it would usually be found on ceilings and on steel support beams and columns.
- c. It is usually light beige or light gray in color, and seldom painted.
- d. On steel the material has a fluffy or spongy appearance.
- e. On ceilings, or walls, it would have an irregular, soft surface; or a uniformly textured, fairly firm surface. Where it is reachable, it would usually be found damaged or marked by the building occupants, especially in stairwells.
- f. Ceiling tiles, and hard, painted plaster ceilings are not friable, and should be of no concern.

You are encouraged to contact the Building Commission of the Archdiocese should you need assistance or further information.

ARCH 02609

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

17. If you do not have any such documents, explain why not and indicate who may have possession or control of such documents with respect to the property.

See attached response

18. When did you first know of the presence of asbestos in the property of the Grace product for which you are making this claim?

1983

Year

Please attach all documents relating or referring to the presence of asbestos in the property for which you are making this claim. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

19. How did you first learn of the presence of asbestos in the property of the Grace product for which you are making this claim?

See attached response

20. When did you first learn that the Grace product for which you are making this claim contained asbestos?

1990

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

See attached response

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

See response to Question 10

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

9276104

SERIAL #

16. Do you have documentation relating to the purchase and/or installation of the product in the property?

☐ Yes ☒ No

If Yes, attach all such documents. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

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1983

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See attached response

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1990

Year

21. How did you first learn that the Grace product for which you are making the claim contained asbestos?

See attached response

22. Have you or someone on your behalf made an effort to remove, contain and/or abate the Grace product for which you are making this claim?

☒ Yes ☐ No

If Yes, attach all documents relating or referring to such efforts. If the documents are too voluminous to attach, attach a summary of the documents indicating the name of each document, date of each document, a brief description of the document, the location of the document, and who has possession and control of the document.

If you provide a summary of documents rather than the documents themselves, you are required to consent to the production and release of those documents to Grace upon Grace's further request.

23. If you do not have any such documents, explain why not and indicate who may have possession and control of such documents with respect to the property.

See Response to Question #10

24. If you or someone on your behalf did not make an effort to remove, contain and/or abate the Grace product(s) for which you are making a claim, to the best of your knowledge, did anyone else make such an effort?

☐ Yes ☒ No

9276104

SERIAL #